#### State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

#### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

S010614

2005, 2006, 2007 Owner(s) of Record: Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant William Barron Hilton Trust Please Complete and Return This Form by JULY 1, 2008 **Primary Contact:** Agent: HILTON FAMILY TRUST Address: 11 PINE GROVE RD YERINGTON, NV 89447 Phone No. Phone No. 775-463-5550 Fax No. Fax No. E-mail Address: E-mail Address Source Name: UNST Tributary To: Year of First Use: 1895 County: Mono Name of Diversion works: Diversion within: NW 1/4 of SW 1/4 Section 2, T 2 N, R 28 E, MDB&M Assessor Parcel Number of the Diversion site: Water is Used Under: Riparian claim \_\_\_ Pre-1914 claim \( \bullet Court Decree No.: Other (explain): Year of First Use: (Please provide if missing in the Division of Rights database (ewrims)) B. Rate of Diversion: The rate of diversion of water for each month used and entered in the table below is shown in units of: Cubic feet per second (cfs) Gallons per minute (gpm) Gallons per day (gpd) Average May Oct Nov Dec Year Feb Mar Арг June July Aug Sept Rate 2005 1 K 2006 UK 2007 Quantity of Water Used: The quantity of water used each month and entered in the table below is shown in units of: Gallons Million Gallons (MG) Acre-feet (AF) Nov Dec Total Year Feb May July Sept Oct Jan **Annual** 2005 iink 2006 2007 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Catto > : Domestic Stockwatering 15 Irrigation Other (specify) Parcel Number(s) of Place of Use: Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water Are you now employing water conservation efforts? YES NO L  $\alpha$ Describe any water conservation efforts you have initiated: If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please (AF/MG) RINS 6 M show the amount of water conserved: Reduction in Diversions: (AF/MG) Year (AF/MG) Year Year

Page 1 of 2

ST-SUPPL (4-08)

|     |       | Reduction in consumptive use:<br>Year  | (AF/MG) Year  |  | (AF/MG) Year                                |  | _ (AF/MG)   |
|-----|-------|--|---|--|---|--|---|
|     |       | I have data to support the above   | ∕e surface water use re                             | eductions due to co                        | nservation efforts.                         | YES NO                                       |   |
| 2.  | Wat   | ter quality and wastewater reclar  | nation  |  |   |  |   |
|     | a.    | Are you now or have you been a degree which unreasonably a   | using reclaimed water<br>affects such water for o   | r from a wastewate<br>other beneficial use | r treatment facility, os? YES NO            | desalination facility o                      | or water polluted by waste to                     |
|     | b.    | If you are claiming credit due to appropriative right under section supply used:                     | the substitution of red<br>in 1010 of the Water C   | claimed water, des<br>code, please show    | alinated water or pol<br>amounts of reduced | lluted water in lieu o<br>diversions and amo | f a claimed pre-1914<br>ounts of substitute water |
|     |       | Amount of reduced diversion:<br>Year   | (AF/MG) Year  |  | (AF/MG) Year                                |  | _ (AF/MG)   |
|     |       | State the type of substitute wat   | er supply:  |  |   |  |   |
|     |       | Amount of substitute water sup<br>Year<br>I have data to support the above                           | ply used:<br>(AF/MG) Year<br>e surface water use re | eductions due to th                        | (AF/MG) Year<br>e use of a substitute       | water supply. YES                            | _ (AF/MG)<br>5 NO                                 |
| 3.  | Con   | njunctive use of surface water an  | d groundwater                                       |  |   |  |   |
|     | a.    | Are you now using groundwate   | r in lieu of surface wat                            | er? YES N                                  | 0   |  |   |
|     | b.    | If you are claiming credit due to Code, please show the amount Year I have data to support the above | te of aroundwater used                              | 4.   |   |  |   |
|     |       | and that it may be necessary to the future.  | document the water sa                               | avings claimed in "                        | above if credit und                         | der Water Code sec                           | tions 1010 and 1011 is                            |
| DA. | TE: _ | that the information in this report  | at yev  |  |   |  | _, California                                     |
|     |       | NAME: SRIESO   | - F   | )  | P   | 1115   |   |
|     |       | (first name  |   | niddle initial)                            |   | (last name)                                  |   |
| СО  | MPA   | NY NAME:   | m Kanck   | <b>-</b>                                   |   |  |   |
| ITE | М     | If there is insufficient spa<br>CONTINUATION   | ace for your answers, p                             | please use the spa                         | ce provided below o                         | or add an attachmen                          | t sheet.  |
|     | _     |  |   |  |   |  |   |
|     | _     |  |   | <del></del>                                |   |  |   |
|     |       | GENE   | RAL INFORMATION I                                   | PERTAINING TO                              | VATER RIGHTS IN                             | CALIFORNIA                                   |   |

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

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SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information. CONTROL TO THE Please Complete and Return This Form by JULY 1, 2005.

\*If the mail recipient's name, address or phone No. is wrong or missing, ple229 correct. 8-4311:59

Owner of Record: HILTON FAMILY TRUST;

DIV. OF VALER PIGHTS SACRAMENTO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **HILTON FAMILY TRUST DBA FLYING M CATTLE COMPANY** 11 PINE GROVE RD YERINGTON, NV 89447

STATEMENT NO.: S010614 CONTACT PHÒNE NO.: (775)463-5550

| version                              | n Withi   | Mono<br>n: .NW1/4  | l of SW1/4   | 4 Section 0   | 02, T02N, R  | R28E, MB   | &M :/  |            |              | ear of Firs<br>arcel Num |             | 1895             |             |             |
|--------------------------------------|---|--|--|---|--|--|--|------------|--------------|--------------------------|-------------|------------------|-------------|-------------|
| A. <u>W</u>                          | Vater is  | s Used Und   | <u>der</u> : Ripa  | rian claim  |  | _ Pre-19   | 14 right   |            | _ Other (exp | olain):                  | 1           |                  | •           |             |
|                                      |   | First Use:   |  |   |  |  |  |            |              |                          |             |                  |             |             |
|                                      |   |  |  |   |  |  |  | -          | ach month,   | using the ta             | hle helow   | ,                |             | ,           |
|                                      |   | s below are  |  | •   |  |  | llons (MG)   |            |              |                          | DIC DEION   |                  |             |             |
|                                      | Year  | Jan  | Feb  | Mar   | Apr  | May  | June   | July       | Aug          | feet (AF) _<br>Sept      | Oct         | Other Nov        | Dec         | Total       |
| -                                    | 2002  | ×-   |  |   |  | _x   | <del></del>  | ·          |              |                          | <u> </u>    | <del> </del>     | <u> </u>    | Annu        |
|                                      | 2003  | Ř-   |  |   |  | $-\hat{\mathbf{x}}$  |  |            | _            |                          | 1           | 1×               |             | -           |
|                                      | 2004  | $\perp \times -$   | <u> </u>   | -   |  | ×  |  |            |              |                          |             |                  |             |             |
| 01<br>E. <u>C!</u><br>(N             | rigatior<br>ther (s<br>hange<br>lew pu                        | pecify)  | d of Diversion   | <u>rsion</u> – De<br>on dam, lo   | escribe any<br>cation of di  | Stockwa<br>changes<br>version, e                                 | in your proetc.)                                     | ject since | your previou | · · · · · ·              |             |                  |             | ·           |
| 01<br>E. <u>C!</u><br>(N             | rigation<br>ther (s<br>hange<br>lew pu<br>ease a              | s in Methodomp, enlarge  | d of Diversion those que   | rsion – De<br>on dam, loo<br>estions bel  | acres; escribe any cation of di ow which a   | changes iversion, e  | in your proetc.)                                     | ject since | atte_        | · · · · · ·              |             |                  |             |             |
| Irr<br>Of<br>E. <u>Ct</u><br>(N<br>— | rigation<br>ther (s<br>hange<br>lew pu<br>ease a              | s in Methodomp, enlarge  | d of Diversion those que   | rsion – De<br>on dam, loo<br>estions bel  | acres; escribe any cation of di ow which a   | changes iversion, e  | in your proetc.)                                     | ject since | your previou | · · · · · ·              |             |                  |             |             |
| Irr<br>Of<br>E. <u>Ct</u><br>(N<br>— | rigation<br>ther (s<br>hange<br>lew pu<br>ease a              | s in Methormp, enlarge<br>nswer only<br>nservation of<br>Are you no  | d of Diversion those que of water ow e-mplo any water  | rsion - De<br>on dam, loc<br>estions bel<br>ying water<br>conservat   | acres; escribe any cation of di ow which a conservat ion efforts                           | changes<br>version, e<br>are application efforts<br>you have     | in your prostc.) able to your prostc.? YESinitiated: | ject since | your previou | s statemen               | t was filed | J.               | ppropriativ | ve right, p |
| Irr<br>Of<br>E. <u>Ct</u><br>(N<br>— | rigatior<br>ther (s<br>hange<br>lew pu<br>ease a<br>Con<br>a. | s in Methormp, enlarged in swer only inservation of Are you in Describe and the street of the street | d of Diversion those que of water ow emploidany water claiming camount of                    | rsion - De on dam, loc estions bel ying water conservat   | acres; escribe any cation of di ow which a conservat ion efforts                           | changes<br>version, e<br>are application efforts<br>you have     | in your prostc.) able to your prostc.? YESinitiated: | ject since | your previou | s statemen               | t was filed | J.               | ppropriativ | ve right, p |
| Irr<br>Of<br>E. <u>Ct</u><br>(N<br>— | rigatior<br>ther (s<br>hange<br>lew pu<br>ease a<br>Con<br>a. | nswer only servation of Are you in Describe a  | d of Diversed diversion those que of water cwe employany water claiming camount of in Divers | rsion - De<br>on dam, loo<br>estions bel<br>ying water<br>conservat<br>credit for w<br>f water con<br>ions: | acres; escribe any cation of di ow which a conservation efforts rater conse                | changes<br>version, e<br>are applica-<br>ion efforts<br>you have | in your proetc.) able to you are YES                 | ject since | your previou | s statemen               | t was filed | d.<br>pre-1914 a | ppropriativ | ve right, p |
| Irr<br>Of<br>E. <u>Ct</u><br>(N<br>— | rigatior<br>ther (s<br>hange<br>lew pu<br>ease a<br>Con<br>a. | nswer only servation of Are you in Describe a  | d of Diversed diversion those question water cany water claiming camount of the in Divers    | rsion - De<br>on dam, loo<br>estions bel<br>ying water<br>conservat<br>credit for w<br>f water con<br>ions: | acres; escribe any cation of di ow which a conservation efforts rater conserved:           | changes<br>version, e<br>are applica-<br>ion efforts<br>you have | in your proetc.) able to you are YES                 | ject since | your previou | s statemen               | t was filed | d.<br>pre-1914 a |             | ve right, p |
| Irr<br>Of<br>E. <u>Ct</u><br>(N<br>— | rigatior<br>ther (s<br>hange<br>lew pu<br>ease a<br>Con<br>a. | nswer only aservation of Are you are show the are shown th | d of Diversed diversion those que of water ow e-mplo any water claiming c amount of          | rsion - De on dam, loc estions bel ying water conservat credit for w f water con ions:                      | acres; escribe any cation of di ow which a conservat ion efforts eater conserved:  (AF/MG) | changes iversion, eare application efforts you have              | in your proetc.) able to you initiated:              | ject since | your previou | s statemen               | t was filed | pre-1914 a       | AF/MG)      | ve right, p |

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| 2.        | Wat     | er quality an                 | nd wastewater reclar  | nation  | ·                                |                                |   |                                |                                |                                 |                               |
|-----------|---------|-------------------------------|---|---|----------------------------------|--------------------------------|---|--------------------------------|--------------------------------|---------------------------------|-------------------------------|
|           | a.      | Are you no<br>a degree w      | w or have you been<br>hich unreasonably a                           | using reclai  | med water from<br>water for othe | n a wastewate<br>beneficial us | er treatment facilites? YES N           | ty, desalinati                 | on facility or                 | water pollute                   | ed by waste to                |
|           | b.      | If you are o<br>appropriation | claiming credit due to<br>ve right under sectio<br>d:               | the substituent the thick | ution of reclain<br>e Water Code | ned water, des<br>please show  | alinated water or<br>amounts of redu    | polluted wat<br>ced diversion  | ter in lieu of a               | a claimed pre<br>nts of substil | e-1914 <b>†</b><br>tute water |
|           |         | Amount of<br>Year             | reduced diversion:  | (AF/MG) Y   | ′ear                             |                                | _(AF/MG) Year                           | 1                              | ·                              | (AF/MG)                         |                               |
|           |         | State the ty                  | pe of substitute wat  | er supply: _  | •                                |                                |   |                                |                                | <del></del>                     |                               |
|           |         | Amount of<br>Year             | substitute water sup  | ply used:<br>_(AF/MG)_Y   | /ear                             |                                | _(AF/MG) Year                           |                                |                                | (AF/MG)                         |                               |
|           |         | I have data                   | to support the abov   | e surface w   | rater use reduc                  | ions due to th                 | ne use of a substi                      | tute water si                  | ipply. YES_                    | NO _                            | <u> </u>                      |
| 3.        | Con     | junctive use                  | of surface water an   | d groundwa  | ter .                            |                                |   | i<br>'                         |                                |                                 |                               |
|           | a.      | Are you no                    | w using groundwate  | r in lieu of s  | urface water?                    | YES I                          | NO                                      | <b>J</b> r                     |                                |                                 |                               |
| ,         |         | If you are o                  | claiming credit due to  | the substitu  | י<br>ution of groun <u>d</u>     | 1                              |   | ppropriative                   | right under s                  | section 1011                    | .5 of the Water               |
|           |         | Year                          |   | (AF/MG) Y   | ear                              |                                | _(AF/MG) Year                           | <u> </u>                       |                                | (AF/MG)                         |                               |
|           |         |                               | to support the abov   |   | ũ                                | ł                              |   | •                              | •                              |                                 |                               |
|           |         | 771070 0012                   | . 10 острон пло сво   |   |                                  |                                | •                                       | 1                              | <del></del>                    |                                 |                               |
|           |         |                               | nay be necessary to   | document th   | ne water savin                   | s claimed in                   | 'F" above if credit                     | under Wate                     | r Code secti                   | ons 1010 an                     | d 1011 is                     |
|           | •       | the future.                   |   |   | 3                                |                                | 1 t - P - #                             |                                |                                |                                 |                               |
|           |         |                               | ormation in this repor  | t is true to ti   | erington                         | nowledge and                   | j peliet.                               |                                | _                              |                                 |                               |
| DA        | TE: _   | June 20                       | .30_05  | - 1 · ·   | Ting con,                        | Nevada                         |   | 1                              |                                | California                      |                               |
| SIG       | SNAT    | URE:                          | and D   | ter-  |                                  | <u> </u>                       |   |                                |                                |                                 |                               |
| ŖR        | INTE    | D NAME: _                     | Ernest B.   |   |                                  | l<br>le initial)               |   | (last nan                      | ne)                            |                                 |                               |
| ĊO        | MPAI    | NY NAME:                      | Flying M  |   |                                  |                                |   |                                | ₹                              |                                 |                               |
|           |         |                               | If there  | is insufficie   | nt space for y                   | ur answers, p                  | lease use the spa                       | ace provided                   | below.                         |                                 |                               |
| ITE       | ΕM      | •                             | CONTINUATION  |   | j                                |                                |   | 1                              | 1                              |                                 |                               |
|           |         |                               |   |   | •                                |                                |   | 1                              | 1                              |                                 |                               |
|           |         |                               |   |   |                                  |                                |   | 4                              | 1                              |                                 |                               |
|           |         |                               |   |   | 1                                |                                | •                                       | 1                              |                                |                                 |                               |
|           |         | _                             |   |   |                                  |                                |   | 1                              | 1                              |                                 |                               |
| _         |         | _                             |   | •   |                                  |                                |   |                                | 1                              |                                 |                               |
|           |         |                               | GENE<br>There are two princ   | ERAL INFO   | RMATION PE                       | RTAINING TO                    | WATER RIGHTS                            | S IN CALIFO                    | RNIA                           | rights.                         | 4                             |
|           | t. 4 .  | blas en en                    |   |   | 1                                |                                |   | •                              | 1                              |                                 | he same                       |
| ershed as | s the v | vater source                  | ner of land bordering<br>and must never hav<br>a riparian water use | ve been seve  | ered from the                    | Sources of sur                 | oply by an interve<br>r rioarian users. | ning parcel v<br>Riparian righ | vithout resen<br>its may be us | vation of the sed to divert     | riparian right to             |
| stream b  | out ma  | y not be use                  | ed to store water for<br>, or other "foreign" w                     | later use or  | to divert water<br>atural stream | which origina<br>system.       | tes in a different v                    | watersned, v                   | vater previou                  | siy stored by                   | others, return                |
|           |         |                               |   |   | an land and fa                   | Laterage of w                  | oter Cenerally s                        | nnřanciativa                   | rights may h                   | ne exercised                    | only when                     |

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An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

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## STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

| TRIE COUN DIVE WI . Vater is used of the count of Use       | NTY: NERSION THIN: under: F e (Pleas | TO: IONO I NW½ Riparian c            | :laim                                   | 4 SECT                   | ION 2,                    | T2N, 1       |                          |                      |                | E           |                           | E NUMB                                |                  |
|---|--------------------------------------|--------------------------------------|---|--------------------------|---------------------------|--------------|--------------------------|----------------------|----------------|-------------|---------------------------|---------------------------------------|------------------|
|   | e (Pleas<br>e Enter                  | e provide                            | claim,                                  |                          |                           |              | R28E,                    | MB&M.                | 1              | YE          | ⊕2→ 46<br>AR OF<br>RCEL N | 3-5550<br><b>FIRST</b><br>I <b>Ò:</b> | use:   6         |
| ear of first use<br>Amount of Use<br>which water wa         | e (Pleas<br>e Enter                  | e provide                            | a if missis                             |                          | Pre                       | 1914 right   | . /                      |                      | Other (e       | xplain); _  |                           |                                       |                  |
| Amount of Use   | _ Enter                              | the eme                              | = 11 111155H](                          | g above)                 | 1895                      |              |                          |                      |                |             |                           |                                       |                  |
| vilich water wa   | as used.                             | tile amot                            | unt of wate                             | er used ea               | ach month.                | . If monthly | y and ann                | iual use are         | e not know     | n, check t  | he months                 | s' in                                 |                  |
|   |                                      | Amounts                              | below are                               | : Ga                     | allons                    |              | Acre-feet                |                      | Other _        |             |                           | !                                     |                  |
| Year .J   | lan                                  | Feb                                  | Mar                                     | Apr                      | May                       | June         | July                     | Aug                  | Sept           | Oct         | Nov                       | Dec                                   | Total<br>Annual  |
| 1996  | X                                    | X                                    | X                                       | X                        | X                         |              |                          |                      | ļ.,            |             |                           | <u>,</u> ×                            |                  |
| 1997  | $\times$                             | X                                    | X                                       | X                        | X                         |              | ` .                      |                      |                |             |                           | X                                     |                  |
| 1998  | $\times$                             | ×                                    | ×                                       |                          | X                         |              |                          |                      |                |             |                           | X                                     |                  |
| changes in Mentarged divers  Clease answer  Conserva a Desc | ethod of I<br>sion dam<br>only tho   | Diversion<br>, location<br>se questi | – Describ<br>n of diversi<br>ions below | ee any cha<br>ion, etc.) | anges in yo               | our project  | since you                |                      |                |             |                           | mp,                                   |                  |
| clain   | ned unde                             | r section                            | 1011 of ti                              | he Water                 | Code, plea                | ase show t   | he amour                 | its of water         | conserve       | <b>:</b> :  |                           | a conserv                             | vation effort is |
| 2. Water qua  | ality and                            | wastewa                              | ter reclam                              | ation                    |                           |              |                          |                      |                |             |                           |                                       |                  |
| a. Are  | you now                              | or have y                            | you been u                              | using recla              | aimed wate<br>h water for | er from a w  | vastewate<br>eficial use | r treatmentes? YES _ | t facility, de | esalinatior | ı facility or             | r water poll                          | uted by waste    |
| SUP-STATE   |                                      |                                      | •                                       |                          |                           |              |                          |                      |                |             |                           | 1                                     | MAN 2 5          |

### STATE WATER RES@URCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SAGRAMENTO, CA 95812-2000 (916) 657-2170

THE TO THE

| b.          | polluted water                                      | use under a claimed pre 1914 appropriative in lieu of appropriated water is claimed under freclaimed water used: | e water right through substitution of received section 1010 of the Water Code, ple | claimed water, desalinated water or asses show amounts of reduced diversions |
|-------------|---|--|--|--|
|             | 19  | (af/mg) 19   | (af/mg) 19   | (af/mg)  |
| 3. Co       | njunctive use of s                                  | surface water and groundwater  |  |  |
| a.          | Are you now usi                                     | ng groundwater in lieu of surface water? YE  | ES NO  | i ,  |
| b.          |   | use under a claimed pre 1914 appropriative under section 1011.5 of the Water Code, pl                            |  | <u> </u>   |
|             | 19  | (af/mg) 19   | (af/mg) 19   | (af/mg)  |
|             | are that the inform                                 | mation in this report is true to the best of my  | kenyledge and belief   |  |
| DATE        | . June  | 23, 1999 <sub>19</sub> at  | •  | . California   |
| SIGN        | ATUDE:  | Esat \$ 19   |  | , Camorina   |
|             |   | Ernest B. Paine Manager  | 1  |  |
| PRIN        | TED NAME:   | (first name)   | (middle init.)   | (last name)  |
| COM         | PANY NAME:  | Flying M Cattle Company  | 1  |  |
|             |   | If there is insufficient space for you   | r answers, please use the space provi  | ded below  |
| ITEM        | CONTINUA  | •  | r allswers, please use the space provi   | ded below.   |
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|             | <u> </u>  |  |  |  |
|             |   | GENERAL INFORMATION PERT   | TAINING TO WATER RIGHTS IN CAL   | IFORNIA  |

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

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STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

### PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

|    |                                   |                          |                                       | BARRON<br>1ton,                 |           |                |                     |               |              |           | :)                                 |                     |                              |                 |                  |
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| A. | TRIBU<br>COUNT<br>DIVER           | Y: MON<br>Sion<br>Hin: N | ro: Mon<br>10<br>10 <sup>1</sup> 4 of | IO LAKI<br>SW¼ SI<br>rian clain | CTION     | 2, T2<br>; Pre | N, R28<br>2 1914 ri | E, MB&<br>ght | м.<br>x; с   | Other (ex | (702<br><b>YEAR</b><br><b>PARC</b> | PHONE 1) 463        | -5550<br>[ <b>RST U</b><br>: |                 |                  |
| В. | Year of first                     | <u>use</u> (P            | lease pr                              | ovide if i                      | missing   | above) .       | 1895                |               | <del>-</del> |           |                                    |                     |                              |                 |                  |
| C. | Amount of U                       |                          |                                       | amount o                        | of water  | used ea        | ch mont             | h. If mo      | nthly an     | d annua   | l use are                          | e not kņo           | own, che                     | eck the m       | onths in         |
|    | Ar                                | nounts l                 | below ar                              | re: 🗅                           | Gallons   |                | ☐ Acre-             | feet          | <b>(</b> )   | other) _  |                                    |                     |                              |                 |                  |
|    | YEAR                              | JAN.                     | FEB.                                  | MAR.                            | APR.      | MAY            | JUNE                | JULY          | AUG.         | SEPT      | ост.                               | NOV.                | DEC                          | TOTAL<br>ANNUAL |                  |
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|    | 1999                              | xxxx                     | xxxx                                  | xxxx                            | xxxx      | (XXXX          |                     |               | -            |           |                                    | ,                   | ××                           | <u> </u>        |                  |
|    | Purpose of Irrigation Other (spec | eify)                    |                                       | acres                           | s; Stockv | vatering       | /5 h                | d. ca         | ttle,        | Domesti   | с                                  | <u> </u>            | H AMEN                       | ਹ <b>~ਹ</b>     | TE WATER RE      |
| E. | Changes in pump, enla             |                          |                                       |                                 |           |                |                     | your pro      | ject sind    | e your p  | revious                            | stateme             | ent was:                     | ₹ .>            | Source<br>Source |
| F. | If part of the                    |                          |                                       |                                 |           | of reclain     | med or p            | olluted v     | water, pl    | ease inc  | licate the                         | e annuà             | l amoun                      | ts of recla     | 년<br>aimed       |
|    | i declare und                     | ·                        |                                       | •                               |           |                | is report           |               |              | =         | owledge:a                          | ınd beli <u>è</u> f | •                            | f               |                  |
|    | DATED: J                          |                          | <u> </u>                              |                                 | 19 96     | at -           | Terr                | ngtor         | , NEV        | vaua      |                                    |                     |                              | , Ca            | alifornia        |
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|    | PRINTED N                         | •                        |                                       | est B.                          | IAME)     |                |                     | (M. NAME)     | <del></del>  |           |                                    | (LAST               | NAME)                        |                 | <del></del>      |
|    | COMPANY                           | NAME:                    | F1y:                                  | ing M                           | Catt      | le Co          | mpany               | ·             |              |           |                                    |                     | <del></del>                  |                 | <del></del>      |
|    |                                   |                          |                                       | age for<br>number               |           |                |                     |               |              |           |                                    |                     | nswers                       |                 | R40-1 (4/96)     |

| : CITEM No.                           | CONTINUATION CONTINUATION |   |          |        | 1<br>1<br>1<br>1 |
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"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

### PLEASE COMPLETE; SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

### STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

|  | SUPPLEMENTAL | STATEMENT | OF | WATER | DIVERSION | ΥÑD | அs | E |
|--|--------------|-----------|----|-------|-----------|-----|----|---|
|--|--------------|-----------|----|-------|-----------|-----|----|---|

STATEMENT NO: S010614

OWNER OF RECORD: BARRON HILTON DBA FLYING M CATTLE CO

BARRON HILTON DBA FLYING M CATTLE CO 11 PINE GROVE RD YERINGTON, NV 89447

SOURCE: UNST

TRIBUTARY TO: MONO LAKE COUNTY: MONO

DIVERSION.

WITHIN: NW% OF SW% SECTION 2, T2N, R28E, MDB&M.

TELEPHONE NUMBER: (702) 463-5550YEAR OF FIRST USE: PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

|     |                |           | CON                           | <i>I</i> PLETE | AND R            | ETURN                | THIS FO  | ORM BY   | JULY 1        | , 199    | <u>5</u> . | 1         |         |                 |
|-----|----------------|-----------|-------------------------------|----------------|------------------|----------------------|----------|----------|---------------|----------|------------|-----------|---------|-----------------|
| Α.  | Wate           | er is use | ed under                      | : Ripari       | an claim         |                      | ; Pre    | 1914 rig | ght <u>xx</u> | ; O      | ther (exp  | olain)    |         | _               |
| B.  | <u>Year</u>    | of first  | use (Pl                       | ease pro       | vide if n        | nissing a            | above) _ | 1895     |               | ·        |            |           |         |                 |
| C.  |                |           | <u>lse</u> - Ent<br>nonths in |                |                  |                      | sed eacl | h month. | . If mon      | thly and | annual u   | ise are n | ot know | n,              |
| Α   | mou            | nts belo  | w are:                        | ☐ Gal          | lons             |                      | Acre-fee | t        | ☐ (othe       | er)      |            |           |         | _               |
|     |                | JAN.      | FEB.                          | MAR.           | APR.             | MAY                  | JUNE     | JULY     | AUG.          | SEPT.    | ост.       | NOV.      | DEC     | TOTAL<br>ANNUAL |
| 199 | 92             | xxx       | xxxx                          | xxxxx          | xxxx             | xxxx                 | , f      |          |               |          |            | ,         | xxx     |                 |
| 199 | 93             | xxx       | xxxx                          | xxxxx          | xxxx             | xxxx                 | ,        |          |               |          |            | `<br>     | xxx     |                 |
| 199 | 94             | xxxx      | XXXXX                         | xxxxx          | xxxx             | xxxx                 |          |          |               |          |            |           | xxx     |                 |
| D.  | Purp<br>Irriga | oose of I | <u>Use</u> - Sp               | ecify nu       | mber of<br>acres | acres ir<br>; Stockw | rigated, | stock wa | atered, p     | persons: | served, o  | etc.      |         | _               |

**CONTINUE ON BACK PAGE** 

WR40-1 (1/95)

| LA           | SE COMPLETE, SUBMIT THE ORIGIN   | IAL AND MA                                       | KE A COPY FO   | R YOUR RE                             |
|--------------|--|--|--|---------------------------------------|
| E.           | <u>Changes in Method of Diversion</u> - Describe   | ny changes in yo                                 | ur projectisince vou                                 | r previous stat                       |
|              | was filed. (New pump, enlarged diversion da  | m, location of div                               | ersion, etc.)  |                                       |
|              |  | !<br>  | <u>'</u>   |                                       |
|              |  |  |  | ì                                     |
| •            |  |  |  | <u> </u>                              |
| F.           | If part of the water listed in Part C consists of  |  | luted water, please                                  | ndicate the an                        |
|              | amounts of reclaimed or polluted water in the  | space below.                                     |  |                                       |
|              |  |  | 1  |                                       |
|              |  |  | . ,  |                                       |
|              | I declare under penalty of perjury that the information  | in this report is true                           | e to the best of my know                             | ledge and belief.                     |
| DA           | TED: <u>June 30</u> 19 95  | Yeringto   | n, Nevada  | 1, Ca                                 |
| SIC          | ENATURE: Say 84  | Ce   | 1  | i                                     |
| PR           | INTED NAME: Ernest   | В.   | Paine  | 1                                     |
|              | MPANY NAME: Flying M Cattle  | (M. NAME)<br>Sompany                             | (LAST  | NAME)                                 |
|              |  |  |  | ,                                     |
|              |  |  | -<br>  |                                       |
|              |  |  |  | ŀ                                     |
|              | •  |  | 1  |                                       |
|              |  |  |  |                                       |
|              | GENERAL INFORMATION PERT   | INING TO WATER                                   | RIGHTS IN CALIFO                                     | RNIA                                  |
| The          | re are two principal types of surface water rights in  | California. They a                               | e riparian and approp                                | riative rights.                       |
| A <u>rip</u> | parian right enables an owner of land bordering a narian land must be in the same watershed as the w                     | atural lake or stream                            | m to take and use wate                               | er on his riparia                     |
| of su        | apply by an intervening parcel without reservation of  | f the riparian right t                           | o the severed parcel.                                | Generally, a rip                      |
| of a         | er user must share the water supply with other ripal stream but may not be used to store water for late                  | lan users. Hipariar<br>use or to divert wa       | n rights may be used to<br>ater which oʻriginates in | o divert the natu<br>a different wate |
| or re        | turn flows from use of groundwater.  |  |  |                                       |
| An <u>a</u>  | ppropriate right is required for use of water on non<br>s may be exercised only when there is a surplus n                | riparian land and fo                             | r storage of water. Ge                               | enerally, approp                      |
| have         | been required to obtain a permit and license from  | the State.                                       | water users. Onice                                   | 1314 New apple                        |
| State        | ements of Water Diversion and Use must be filed b  | y riparian and pre-1                             | 914 appropriative wat                                | er users. The fi                      |
| appro        | ment (1) provides a record of water use, (2) enable opriation upstream from their diversion, and (3) as a appropriators. | es the State to notificial sists the State to de | y such users if someo<br>termine if additional w     | ne proposes a r<br>ater is available  |
| The a        | above discussion is provided for general information act an attorney or write to this office. We have sev                | n. For more specif<br>eral pamphlets ava         | ic information concern<br>lable. They include:       | ing water rights                      |
|              | ements of Water Diversion and Use"   |  |  | I                                     |
|              | rmation Pertaining to Water Rights in California" <sup>*1</sup><br>er Rights for Stockponds Constructed Prior to 1969    |  |  |                                       |
|              | ropriation of Water in California"   |  | ľ  |                                       |

# STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 SACRAMENTO, CA 95814 (916) 322-4503 (916) 57-1875

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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| TRI                          | BUTARY                          | 'JT0:       | MONO               | LAKE               |                        |   |                  |                | Varina           | ton N          | / 8944<br>5550    | ( S. | •                                      |
| cou                          | NTY: P                          | ONO         |                    |                    |                        |   |                  |                | (, 0.            |                | ~                 | 14l }                                    | 1                                      |
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| . Amou                       | unt of I                        | Use -       | Fill in            |                    | ımount                 | of wa   | iter use         | ed             |                  | nounts         |                   | Gallons                                  |  |
|                              | month<br>n, chec                |             |                    |                    |                        |   |                  |                | be               | low are        | e: 🗆 /            | Acre-feet                                | (athau                                 |
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|                              | Jan.                            | Feb.        | Mar.               | Apr.               | May                    | June  | July             | Aug.           | Sept.            | Oct.           | Nov.              | Dec.                                     | Total<br>Annual                        |
| 990                          | VVV                             | V V V V     |                    | V V V V V          | V V V                  |   |                  |                |                  |                |                   | VVV                                      |  |
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| 992                          | XXX                             | XXXXX       | XXXXX              | XXXXX              | XXXX                   |   | <u> </u>         |                |                  |                |                   | XXX                                      |  |
| ,,_                          | XXX                             | xxxx        | xxxx               | xxxx               | xxxx                   |   | <u></u>          |                |                  |                |                   | xxx                                      |  |
| 3. Purp                      | ose of                          | Use -       | Specif             | y num              | ber of                 | acres   | irriga           | ted, s         | tock v           | vatere         | d, per            | sons se                                  | erved, etc.                            |
|                              | Irriga                          | tion        |                    |                    |                        |   | :                | <del></del>    | -                |                | ·                 |  |  |
| Sto                          |                                 |             |                    |                    |                        |   |                  |                |                  |                |                   |  |  |
|                              | Dome                            | estic       |                    |                    |                        |   |                  |                |                  | •              | v                 |  |  |
| Oth                          |                                 |             |                    |                    |                        |   |                  |                |                  | ` ,            |                   |  |  |
|                              | er (spec                        |             |                    |                    |                        |   |                  |                |                  |                |                   |  |  |
| previ                        | iges in<br>ous sta<br>sion, etc | temen       | d of D<br>t was    | iversio<br>filed.  | <u>n</u> - De:<br>(New | scribe<br>pump,   | any o<br>enlar   | chang<br>ged o | es in<br>diversi | youi<br>on da  | r proj<br>am, lo  | ect si<br>ocation                        | nce your<br>of                         |
|                              |                                 |             |                    |                    |                        |   |                  |                |                  |                |                   |  |  |
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| D. If pa<br>indic            | art of tate the                 | the wa      | ater lis<br>al amo | sted in<br>ounts o | Part<br>of recla       | A cor<br>aimed  | nsists<br>or pol | of re          | claime<br>water  | d or<br>in the | pollut<br>space   | ed wate<br>below.                        | er, please                             |
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|                              |                                 |             |                    |                    |                        | , in the second |                  |                |                  |                |                   |  |  |
| l declare (                  | under penalty                   | y of perjur | y that the         | information        | in this rep            | ort is true   | to the bes       | t of my kn     | owledge an       | d belief.      |                   |  |  |
| DATEN:                       | June :                          | 1           |                    | . 19               | 93.                    | at Ye   | rinota           | on. N          | evada            |                |                   |  | , California                           |
| JA 1 20.                     |                                 |             |                    |                    | ,                      |   | <u> ۱۰۰۰ </u>    |                | ./.              | 4              |                   |  | <del>-</del>                           |
|                              |                                 |             |                    |                    |                        | Cia   | <u> </u>         | >              | ~ · //           | 121            |                   | $\sim$                                   |  |

WR 40-I (2/90)

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# STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 P ST. SACRAMENTO, CA (916) 322-4503

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

| DI          | VERTE                     | R OF      | RECO             | RD:                     |                  |                  |                |                  |                 |                     | STA               | TEMEN  | T NO:                | 010614          |
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| l de        | eclare unde               | r penalty | of perjury       | y that the i            | nformation       | in this rep      | ort is true    | to the bes       | t of my kn      | owledge an          | d belief.         |  | <b>}</b>             |                 |
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There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian</u> <u>right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same, watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

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"Appropriation of Water in California"

# STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 PST. SACRAMENTO, CA (916) 322-4503

### (916) 324-5741 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

| DIVERT          | TER OF                               | RECO             | RD:          |                  |                |               |            |            |               | STAT             | EMEN     | T NO:           | 010614                       |
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| l declare u     | nder penalty                         | of perjury       | y that the i | nformation       | in this rep    | ort is true   | to the bes | of my kn   | owledge and   | d belief.        |          |                 |                              |
| DATED: ,        | June 2                               | 25               | ·-··         | , 19             | <u>87</u> .    | at <u>Y</u> e | eringt     | on, l      | <u>levada</u> | -,               |          |                 | . California                 |
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(15) 10614
STATE WATER RESOURCES
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--- STATE-WATER-RESOURCES-CONTROL-BOARD

# STATEMENT OF WATER RIGHTS (This is not a Water Right) This statement should be typewritten or legibly written in ink.

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|                | Tributary to  | ono Valle       | en Him lear   | m of Water R<br>dillac Dr | 1 ve<br>- 9502 gvyy |                     |             | L.  |
|----------------|---|-----------------|---------------|---------------------------|---------------------|---------------------|-------------|---|
| J.,            | Place of diversion  | NW. 1/4:        | SW 1/4 S      | ection 2                  | Township            | _2NRa               | nge 28E     | MD Bel  |
| ١              | Mono  | Co              | unty, or loca | te it on sket             | ch of section       | grid on rever       | se side wit | h regard to section                             |
|                | lines or prominer   | at local landr  | narks.        | . ' .                     |                     |                     |             |   |
|                | ungs taméngal ep<br>Name of works_<br>in ald big-             |                 |               | n of diversi              | วก'                 |                     |             | 4   |
|                |   |                 |               | •                         |                     |                     |             | cubic feet per secon                            |
| ٥.             | Capacity of diver   |                 |               |                           | <del>,</del>        |                     |             | gallons per minute<br>gallons                   |
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| ٠.             | Minimum annua Type of diversion ethod of measurem             | n facility: gra | avity         | pumb                      | 4.                  | r, wate             |             | acrè-feet<br>gallons<br>acro-feet<br>, estimate |
| ATC            |   | ·               | is being use  | for)st                    | ock water           | ring                |             | 19<br>  19                                      |
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|                | Purpose of use  | wnat water      | +             |                           | 1                   |                     | - i         |   |
| 7.             | Purpose of use (  | //              | on of place   | of use (use               | sketch of se        | ection grid o       | n reverse   | IV  |
| 7.             |   | //              | on of place   | of use (use               | sketch of s         | ection grid o       | N. 1 7      | IV  |
| 7.<br>3.       | General descrip   | tion or locati  |               | of use (use               | sketch of so        | ection grid o       | N. 1 7      | IV  |
| 7.<br>3.<br>H. | General descript  | tion or locati  | nown          |                           |                     | ection grid o       | N. 1 7      | IV  |
| 7.<br>2.       | General descript Year of first use a                          | as nearly as k  | nown          | Walter I                  | Neitz               |                     | N. 1 7      | IV  |
| 7.<br>3.<br>H. | Year of first use of Name of person  Position Pr              | as nearly as k  | nown          | Walter I                  | Neitz               | R. Inc.             | n reverse   | side if you desir                               |
| 7.<br>2.       | General descript Year of first use Name of person Position Pr | as nearly as k  | nown          | Walter I                  | Neitz               | R. Inc.             | N. 1 7      | IV  |